

REMARKS

Consideration of the above-identified application in view of the foregoing amendments and following remarks is respectfully requested.

Claim Status

Claims 1, 2, 5, 8, 10, 16, 19 and 25-27 were pending in this application and were rejected. By this amendment, claims 2, 16 and 26 are canceled without prejudice or disclaimer and claims 1, 5, 8, 10, 19, 25 and 27 are amended as shown above. Entry of this amendment is respectfully requested. No new matter has been added.

Rejections under 35 U.S.C. § 103(a)

Claims 1, 5, 8, 10, 19, 25 and 27 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,370,111 to Takeda et al. (“Takeda”) in view of U.S. Patent No. 5,280,541 to Marko (“Marko”).

The claims presented herein are believed different from the prior art in at least the following regards and the prior art does not teach or suggest at least such aspects of the claims as required by independent claims 1, 8, 10 and 25.

Amended independent claims 1, 8, 10 and 25 specifically recite resetting “transmission timing for retransmitting of the incoming call signal addressed to the wireless communication apparatus in a case where a response signal in response to the incoming call signal addressed to the wireless communication apparatus is not received from the wireless communication apparatus.”

In contrast, Takeda discloses a wireless communication system comprising a public base station and a wireless communication apparatus. The office action admits that “[Takeda] does not resetting transmission timing in case where a response signal in response to the control signal from the base station and addressed to the wireless communication apparatus is

not received from the wireless communication apparatus.” (Office Action, p. 3). For this feature, the office action relies on Marko.

According to the office action, Marko teaches that when “a CT base station (402) lost synchronization with a portable telephone (406) (col. 6 lines 53-68) and when the CT base station do[es] not receive a re-establish (RE-EST) code from the portable it rests a handshake timer to force a re-establish (RE-EST) code to be transmitted.” (Office Action, p. 3). More specifically, Marko discloses that the

base station side of FIG. 5 also includes comparable timing intervals which are executed by the base station 402. These include a base Trcw timing interval 508 also set at 700 ms +/-200 ms, a second timing interval of 300 millisecond maximum (Tremax) 510, a 3 second handshake timer which resets after each ID-OK or SYNCD being received, but expires if neither is received within this time frame, forcing a RE-EST code word being transmitted (col. 6, lines 60 to 68).

However, Marko fails to disclose resetting transmission timing for retransmitting of an incoming call signal. Therefore, Marko fails to disclose resetting transmission timing for retransmitting of the incoming call signal addressed to the wireless communication apparatus in a case where a response signal in response to the incoming call signal addressed to the wireless communication apparatus is not received from the wireless communication apparatus as recited in Applicants’ claims 1, 8, 10 and 25. Applicants’ review of Takeda finds no such disclosure.

Accordingly, neither Takeda nor Marko teach, disclose or suggest at least this feature recited in Applicants’ claims. For at least the foregoing reasons, claims 1, 8, 10 and 25 are not taught or suggested by the prior art and are therefore believed to be patentable over the prior art.

Applicants have chosen in the interest of expediting prosecution of this patent application to distinguish the cited documents from the pending claims as set forth above. These

statements should not be regarded in any way as admissions that the cited documents are, in fact, prior art. Likewise, Applicants have not specifically addressed the rejections of the dependent claims. Applicants respectfully submit that the independent claims, from which they depend, are in condition for allowance as set forth above. Accordingly, the dependent claims also are in condition for allowance. Applicants, however, reserve the right to address such rejections of the dependent claims in the future as appropriate.

CONCLUSION

For the above-stated reasons, this application is respectfully asserted to be in condition for allowance. An early and favorable examination on the merits is requested. In the event that a telephone conference would facilitate the examination of this application in any way, the Examiner is invited to contact the undersigned at the number provided.

AUTHORIZATION

Should an extension of time be required to render this filing timely, such extension is hereby petitioned, and the Commissioner is hereby authorized to charge any additional fees which may be required for this Amendment, or credit any overpayment, to Deposit Account No. **13-4500**, Order No. 1232-4804.

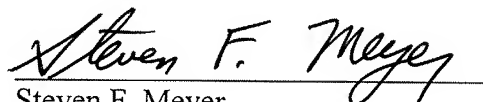
Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

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Mailing address:
MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, New York 10281-2101
(212) 415-8700 (Telephone)
(212) 415-8701 (Facsimile)

By:


Steven F. Meyer
Registration No. 35,613